NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)	Docket No. (Z) 01037 P US

In Re Application Of: **Wagner**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/679,096	October 3, 2003	Joshua L. Pritchett		2872	2288

Invention: **Sighting Telescope**

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COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **September 24, 2004** finally rejecting Claim(s) **1-6, 8-10 and 12**

The fee for this Notice of Appeal is: **$500.00**

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.
- ☒ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

03/25/2005 DBONNER 00000019 10679096 500.00 OP
01 FC:1401

Signature

Dated: **March 24, 2005**

M. Robert Kestenbaum
Reg. No. 20,430
11011 Bermuda Dunes NE
Albuquerque, NM USA 87111
Phone (505) 323-0771
Fax (505) 323-0865

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on **March 24, 2005**
(Date)

Signature of Person Mailing Correspondence

M. Robert Kestenbaum

Typed or Printed Name of Person Mailing Correspondence

P13LARGE/REV03